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TRICT I URT
OF MA LAND

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

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JWV ENTERPRISES, INC.

Plaintiff,

v.

INTERACT ACCESSORIES, INC.

Defendant.

CASE NO.: MJG-00-1867

STIPULATED ORDER OF DISMISSAL
(Fed. R. Civ. P. 41(a)(1)(ii))

IT IS STIPULATED, by all parties to this action, through their counsel of record and subject to the approval of the Court:

- 1 All claims presented by the complaint and all counterclaims in this action will be dismissed with prejudice as to the parties identified in this action pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure.
2. Each party will bear its own costs and attorney's fees.
- 3 Pursuant to an AGREED ENTRY AND ORDER REGARDING THE OBJECTION TO THE LIQUIDATING TRUSTEE OF THE RECOTON CREDITORS LIQUIDATION TRUST, the Liquidating Trustee of Recoton Creditors Liquidation Trust has allowed JWV's claim in the amount of \$1,500,000 in compromise settlement of this action.
4. Nothing herein shall be interpreted to provide a release to Amazon.com, Inc., Best Buy Co., Inc., Circuit City Stores, Inc., CompUSA, Electronics Boutiques Holdings Corp., Fry's Electronics, Inc., Gamestop Corporation, KB Toys, Inc., Radioshack Corporation, Sears, Roebuck and Co., Target Corporation, Toys "R" Us, Inc., Wal-Mart Stores, Inc. or any other entity to which InterAct Accessories sold or otherwise

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transferred video game accessories. Accordingly, JVW Enterprises, Inc. retains and reserves its rights to proceed against any and all entities that obtained video game accessories from InterAct Accessories, Inc. to the fullest extent allowed by law.

Respectfully submitted,

October 27, 2005

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ORDER

The Court has reviewed the Stipulation set forth above, and finds it to be in order and in the interests of justice in this matter. Therefore,

IT IS ORDERED that:

- 1 This action is dismissed;
2. The provisions of the settlement agreement set forth in ¶4 of the Stipulation are expressly included as a part of this Court's Order;
3. Each party bears its own costs and attorney's fees.

October, 28th 2005

/s/
Marvin J. Garbis
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on October 27, 2005, a copy of the foregoing STIPULATED ORDER OF DISMISSAL (Fed. R. Civ. P. 41 (a)(1)(ii)) was filed electronically. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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